

161
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TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
05900013ZA/040

In Re Application Of: Spicer, et al.

Serial No.
09/990,552

Filing Date
11/21/01

Examiner
Unknown

Group Art Unit
Unknown

Title: CUBIC LIQUID CRYSTALLINE COMPOSITIONS AND METHODS FOR THEIR PREPARATION

TO THE COMMISSIONER FOR PATENTS:

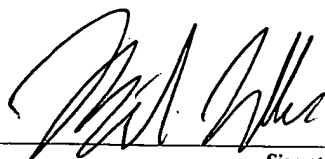
Transmitted herewith is:

RE-SUBMISSION OF A THIRD PARTY SUBMISSION

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. _____ as described below.
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50-2041



Signature

Dated: August 20, 2003

Michael E. Whitham
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Customer Number: 30743

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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cc:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of inventors Spicer et al.

Serial No. 09/990,552

Group Art Unit: unknown

Filed: Nov. 21, 2001

Examiner: unknown

Published as 2002/0160040 A1 on October 31, 2002

U.S. Class: 424/451

For: CUBIC LIQUID CRYSTALLINE COMPOSITIONS AND METHODS FOR THE
PREPARATION

Assistant Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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AUG 22 2003
TECH CENTER 1001
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TC 1700

Dear Sir:

A Third Party Submission of references was filed in the above-referenced case on July 14, 2003. The Submission was returned to us as a courtesy due to the unacceptable form of the references. We herein enclose all Third Party Submission documents in which the form of the references has been corrected to omit all highlighting and marking.

Respectfully submitted,
Michael E. Whitham

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UNITED STATES
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UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY
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The enclosed is returned to you as a courtesy. It is not acceptable in its present form, see attached.

William R. Dixon, Jr.
Special Program Examiner
Technology Center 1600

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MPEP 610 Third Party Submission of Patents or Publications in a Published Application

37 CFR 1.99. Third-party submission in published application

(a) A submission by a member of the public of patents or publications relevant to a pending published application may be entered in the application file if the submission complies with the requirements of this section and the application is still pending when the submission and application file are brought before the examiner.

(b) A submission under this section must identify the application to which it is directed by application number and include:

(1) The fee set forth in § 1.17(p);

(2) A list of the patents or publications submitted for consideration by the Office, including the date of publication of each patent or publication;

(3) A copy of each listed patent or publication in written form or at least the pertinent portions; and

(4) An English language translation of all the necessary and pertinent parts of any non-English language patent or publication in written form relied upon.

(c) The submission under this section must be served upon the applicant in accordance with §1.248.

(d) A submission under this section shall not include any explanation of the patents or publications, or any other information. The Office will dispose of such explanation or information if included in a submission under this section. A submission under this section is also limited to ten total patents or publications.

(e) A submission under this section must be filed within two months from the date of publication of the application (§ 1.215(a)) or prior to the mailing of a notice of allowance (§ 1.311), whichever is earlier. Any submission under this section not filed within this period is permitted only when the patents or publications could not have been submitted to the Office earlier, and must also be accompanied by the processing fee set forth in § 1.17(i). A submission by a member of the public to a pending published application that does not comply with the requirements of this section will be returned or discarded.

(f) A member of the public may include a self-addressed postcard with a submission to receive an acknowledgment by the Office that the submission has been received. A member of the public filing a submission under this section will not receive any communications from the Office relating to the submission other than the return of a self-addressed postcard. In the absence of a request by the Office, an applicant has no duty to, and need not, reply to a submission under this section.

II. CONTENTS REQUIREMENTS FOR A THIRD-PARTY SUBMISSION

Prior to filing a submission under 37 CFR 1.99, the patents or publications being submitted must be served upon the applicant pursuant to 37 CFR 1.248. A submission under 37 CFR 1.99 must identify the application to which it is directed by the application number and must include:

(A) a certification that the third party has served the information being submitted upon the applicant in compliance with 37 CFR 1.248(b).

(B) a listing of the patents or publications submitted for consideration by the Office (including the date of publication of each patent or publication);

(C) a copy of each listed patent or publication in written form or at least the pertinent portions thereof;

(D) an English language translation of all pertinent parts of any non-English language patent or publication in written form; and


(E) a certification that the third party has served the information being submitted upon the applicant in compliance with 37 CFR 1.248(b).

Pursuant to 37 CFR 1.99(d), a submission cannot include any of the following:

(A) more than ten total references (patents or publications);

(B) explanations of the patents or publications;

(C) documents other than patents or publications (e.g., the submission cannot include any affidavits or declarations); or

 (D) markings or highlights on the patents or publications.